IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

PAUL D. BRUNER,

       Plaintiff,

v.   No. CV 13–0158 LAM

CAROLYN W. COLVIN,
Acting Commissioner of the Social
Security Administration,

       Defendant.

ORDER OF DISMISSAL

THIS MATTER is before the Court *sua sponte* to consider Plaintiff's failure to respond to

the Court's Order to Show Cause [*Doc. 20*] filed on August 21, 2013, which required that Plaintiff,

who appears *pro se*, **no later than September 4, 2013**, either file with the Court a Motion to Reverse

or Remand Administrative Agency Decision with a supporting memorandum of law, or file with the

Court a response to the Order to Show Cause showing cause why this case should not be dismissed.

In the Order to Show Cause, Plaintiff was notified that failure to respond may result in dismissal of

his case without prejudice without further notice. [*Doc. 20* at 2]. As of this date, Plaintiff has not

responded to the Court's Order to Show Cause, nor has he filed a Motion to Reverse or Remand

Administrative Agency Decision.

As stated in the Order to Show Cause [*Doc. 20*], the Court has the inherent power to dismiss

a case *sua sponte* for failure to prosecute or for failure to comply with a court order. *See Link v.*

Wabash R.R. Co., 370 U.S. 626, 629-31 (1962); *Olsen v. Mapes*, 333 F.3d 1199, 1204 n.3

(10th Cir. 2003). Here, Plaintiff has failed to comply with the Court's Order to Show Cause, and

Plaintiff's "*pro se* status does not relieve him from complying with the court's procedural requirements."   *See Barnes v. United States*, No. 05-3403, 173 Fed. Appx. 695, 697, 2006 WL 856221 (10th Cir. April 4, 2006) (unpublished) (citation omitted); *see also Santistevan v. Colo. Sch. of Mines*, No. 04-1513, 150 Fed. Appx. 927, 931, 2005 WL 2697255 (10th Cir. Oct. 21, 2005) (unpublished) (holding that a *pro se* litigant must follow the same rules of procedure as other litigants).   For these reasons, Plaintiff's Complaint *(Doc. 1)* will be dismissed without prejudice.

WHEREFORE, IT IS HEREBY ORDERED THAT Plaintiff's Complaint (*Doc. 1*) and this action are **DISMISSED without prejudice**.

IT IS SO ORDERED.

Lourdes A. Martinez
LOURDES A. MARTÍNEZ
UNITED STATES MAGISTRATE JUDGE
Presiding by Consent